

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 80.44 Ha. of forest land in Compartment Nos. 541, 542 & 544 of Rally R.F., Luxettipet Range, Mancherial Division, in favour of M/s. Mancherial Cement Company Private Limited, in renewal of mining lease for Limestone mining - Permission accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 50

Dated:04-07-2012.

Read the following:-

1. From PCCF, A.P, Hyderabad Lr.Rc.No.35883/2008/F2, Dated. 19-05-2010.
2. State Govt. Lr.No.3780/For.I (1)/2010, Dated: 16-08-2010.
3. From GOI, Mo.EF, New Delhi, Lr.No.8-43/99-FC, Dated. 27-10-2010.
4. State Govt. Lr.No.1278/For.I (1)/2005, Dated:27-08-2011 & 3-5-2012
5. From GOI, Mo.EF, New Delhi, Lr.No.8-43/99-FC, Dated.21-5-2012.

ORDER:

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad in his letter 1st read above, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 80.44 Ha. of forest land in Compartment Nos. 541, 542 & 544 of Rally R.F., Luxettipet Range, Mancherial Division, in favour of M/s. Mancherial Cement Company Pvt. Ltd., in renewal of mining lease for Limestone mining and requested to forward the same to Government of India, Ministry of Environment & Forests, for according approval under section 2 of Forest (Conservation) Act, 1980.

2. The said proposal has been sent to Government of India, Ministry of Environment & Forests, for their approval under Section 2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment & Forests, in their letter 3rd read above, have accorded their approval in principle (Stage.I) for the proposal, subject to compliance of certain conditions as stipulated therein. The State Government vide letter 4th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment & Forests, State Government vide further letter dated. 3-5-2012 have furnished the additional information sought by the Government of India, Ministry of Environment & Forests.

4. Government of India, Ministry of Environment & Forests, in their letter 5th read above, have accorded their approval (Stage.II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 80.44 Ha. of forest land in Compartment Nos. 541, 542 & 544 of Rally R.F., Luxettipet Range, Mancherial Division, in favour of M/s. Mancherial Cement Company Private Limited, in renewal of mining lease for Limestone mining, subject to certain conditions as stipulated therein.

5. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, for diversion of 80.44 Ha. of forest land in Compartment Nos. 541, 542 & 544 of Rally R.F., Luxettipet Range, Mancherial Division, in favour of M/s. Mancherial Cement Company Private Limited, in renewal of mining lease for Limestone mining, subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged.

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2. Following activities shall be undertaken by the User Agency at the Project cost:-
 - (a) A plan containing appropriate mitigative measures to minimize soil erosion and choking of streams be prepared and implemented
 - (b) Planting of adequate drought hardy plant species and sowing of seeds in the appropriate area within the mining lease to arrest soil erosion.
 - (c) Construction of check dams, retention / toe walls to arrest sliding down of the excavated material along the contour.
 - (d) Stabilize the overburden dumps by appropriate grading / benching so as to ensure that angles of repose at any given place is less than 28° and
 - (e) Strict adherence to the top soil management.
3. The State Government shall realize additional amount of Net Present Value (NPV), if so determined, as per the final decision of the Hon'ble Supreme Court of India.
4. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986.
5. The period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease granted under the Mines and Minerals (Development & Regulating) Act, 1957, or Rules framed there under, subject to a maximum period of 20 years.
6. Fencing, protection and regeneration of the safety zone area (7.5 metre strip all along the outer boundary of the area identified to undertake mining) shall be done by the User Agency at the Project cost.
7. User Agency in consultation with the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.4) located in the area within 100 metre from outer perimeter of the mining lease.
8. The User Agency shall take up the de-silting of the village tanks and other water bodies located within five km from the mine lease boundary so as to mitigate the impact of siltation of such tanks / water bodies, whenever required.
9. The User Agency shall undertake mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan shall be executed by the User Agency from the very first year, and an annual report on implementation of the concurrent reclamation plan shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, Government of Andhra Pradesh and the Chief Conservator of Forests (Central), Ministry of Environment & Forests, Regional Office (Southern Zone), Bangalore. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer of the Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed.

10. No labour camp shall be established on the forest land.
11. Sufficient firewood, preferably the alternate fuel shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
12. The boundary of the mining lease and safety zone shall be demarcated on ground at the project cost, by erecting four feet high RCC pillars, each inscribed with its serial number, GPS coordinates and forward & backward bearings of the adjoining pillars.
13. The forest land shall not be used for any purpose other than that specified in the proposal.
14. Any other condition that the Southern Regional Office of this Ministry, Bangalore and State Government of Andhra Pradesh may stipulate, from time to time, in the interest of conservation, protection or development of forests & wildlife and
15. User Agency shall submit annual self-monitoring report, indicating status of compliance to the conditions stipulated in the approval, to the State Government and the concerned Regional Office of this Ministry, and
16. Compliance to all other conditions under different Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

6. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Inspector General of Forests,
Government of India, Ministry of Environment & Forests,
Paryavaran Bhavan, CGO Complex, Lodhi Road, New Delhi -110 003

The Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office (Southern Zone) Kendriya Sadan, IV Floor E & F Wings,
17th Main Road, II Block, Koramangala, BANGALORE -560 034.

M/s. Mancherial Cement Company Private Limited, Mancherial -504209.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER.